

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND**

IN RE MUTUAL FUNDS)	MDL-1586
INVESTMENT LITIGATION)	
)	Case No. 04-md-15862
Bank of America/Nations sub-track)	
)	
)	
)	

**PLAINTIFFS' UNOPPOSED MOTION FOR PRELIMINARY APPROVAL OF
PROPOSED CLASS, DERIVATIVE AND ERISA SETTLEMENTS**

PLEASE TAKE NOTICE that on May 7, 2010, or as soon thereafter as counsel may be heard, Lead Plaintiff Retirement Design and Management, Inc., Plaintiff D.M. Griffith, Plaintiff Katrina McKoy and Derivative Plaintiff Robert K. Finnell, will move before the Honorable J. Frederick Motz, U.S.D.J., at the Federal Courthouse, 101 W. Lombard Street, Baltimore, MD 21201, for an order pursuant to Federal Rule of Civil Procedure 23(e) and 23.1 for preliminary approval of proposed Class, Derivative and ERISA settlements, approval of the forms of notice, preliminary certification of the Classes and other matters related to issuing notice to the Classes.

PLEASE TAKE FURTHER NOTICE that the instant motion is supported by a memorandum of law, the Declaration of Lawrence A. Sucharow (with annexed exhibits) and a [Proposed] Preliminary Approval Order Providing for Notice and Hearing in Connection With Proposed Class, Derivative and ERISA Settlements (with annexed exhibits), which are being filed herewith.

Dated: April 21, 2010

LABATON SUCHAROW LLP

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(signed by Lawrence A. Sucharow with permission
of counsel listed below)

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